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Message Text

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PAGE 01 NEW DE 01348 291324Z

51
ACTION NEA-09

INFO OCT-01 ISO-00 SCS-03 SCA-01 SY-04 DEAE-00 JUSE-00 L-02

H-01 INR-07 CIAE-00 RSC-01 /029 W
---------- 078922
R 291230Z JAN 75
FM AMEMBASSY NEW DELHI
TO SECSTATE WASHDC 6573

LIMITED OFFICIAL USE NEW DELHI 1348

FOLLOWING TEL SENT ACTION NEW DELH I IMMEDIATE ON JAN 29.
NOW REPEATED FOR YOUR INFO.

QUOTE

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E.O. 11652: N/A
TGS: CASC, PFOR, IN, US
SUBJ: HARCOS/FLETCHER

REF: CALCUTTA 0217

1. I TALKED WITH GOWB CHIEF SECRETARY GUPTA EVENING OF JAN 28 WHO REPORTED THE FOLLOWING ABOUT HIS MEETING WITH THE PROSECUTION.

2. GUPTA RAISED THE QUESTION OF DELAYS AND UNNECESSARY PROSECUTION OBJECTIONS, SAYING THAT THE PROSECUTION SHOULD NOT TAKE UNREASONABLE ATTITUDES WHICH RESULT IN DELAY. PROSECUTION LAWYERS RESPONDED THAT DEFENSE HAD SUBMITTED MANY PETITIONS AS WELL AND RECENTLY HAVE EVEN QUESTIONED THE SANCTION FOR THE TRIAL. GUPTA SAID HE TOLD PROSECUTION THAT THE POLICY OF THE GOVERNMENT WAS EARLY DISPOSITION OF THE CASE.

3. AS FOR THE COMMENTS MADE ABOUT DONOVAN IN COURT, PROSE-
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CUTION LAWYERS LAMELY (WE THINK) MADE CASE WITH GUPTA THAT

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THEY THOUGHT SHE WAS PLANNING TO LEAVE THE COUNTRY WITHOUT TELLING THE COURT. AS THE COURT HAD ORIGINALLY GRANTED HER THE RIGHT TO FIVE MEETINGS WITH HARCOS AND FLETCHER AND HAD INSTRUCTED HER TO INFORM THE COURT OF HER TRAVEL PLANS IN ADVANCE, THEREFORE, THEY HAD MADE SUCH COMMENTS. GUPTA TOLD THE LAWYERS THAT THEY SHOULD BEHAVE IN A MANNER NOT TO CAUSE OFFENSE.

4. GUPTA CLOSED CONVERSATION WITH ME WITH COMMENT THAT HE WAS NOW HOPEFUL THAT THERE WOULD BE NO SCOPE IN FUTURE FOR COMPLAINT ABOUT THE ROLE OF THE PROSECUTION.

5. COMMENT: SO ARE WE OF COURSE BUT WE WILL HAVE TO WAIT AND SEE. AS YOU CAN SEE FROM SEPTEL, DONOVAN IS MOVING TO KEEP COURT INFORMED OF HER TRAVEL PLANS AS WELL AS ASKING FOR TWO MORE MEETINGS WITH PRISONERS. IT APPEARS THAT POTENTIAL PROBLEM FOR HER PERSONALLY HAS BEEN REMOVED.
PCKERING
UNQUOTE SCHNEIDER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENTS, CONSULAR LEGAL ASSISTANCE, TRIALS
Control Number: n/a
Copy: SINGLE
Draft Date: 29 JAN 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: johnsorg
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975NEWDE01348
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750033-0022
From: NEW DELHI
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750110/aaaaaivq.tel
Line Count: 80
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION NEA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 CALCUTTA 0217
Review Action: RELEASED, APPROVED
Review Authority: johnsorg
Review Comment: n/a
Review Content Flags:
Review Date: 04 AUG 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04 AUG 2003 by ShawDG>; APPROVED <24 NOV 2003 by johnsorg>
Review Markings:

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US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: HARCOS/FLETCHER
TAGS: PFOR, CASC, IN, US, (HARCOS), (FLETCHER)
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006